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tacles for the carriage of putrid matter; which said receptacles shall be perfectly water-tight and air-tight, and contain not less than 5 cubic feet; that in emptying any such privy vault, sink, or cesspool the receptacles used for such purpose shall be filled as near to the place to be emptied as possible; that said receptacles when filled shall be covered by a cover which shall render said receptacle perfectly air-tight.

SEC. 84. The cleaning, emptying, and removing of the contents of privy vaults and cesspools shall be done in an inoffensive manner; in no case shall the contents of any privy vault or cesspool be removed unless the same is properly disinfected before the work is commenced, and also during the progress of the cleaning, and after the completion of the same; and any scavenger having begun any such scavenger work shall, without any interruption or delay, finish the same and shall in every instance leave the privy in as good condition upon the vault as when the work was undertaken.

SEC. 85. All carts, tanks, and other vessels used for the purpose mentioned in the first section must be water-tight; and the same must be thoroughly washed and disinfected immediately after being emptied. Such cleaning and purifying shall always take place at the authorized place of deposit.

SEC. 86. The health officer shall, at least once a month, cause every tank, cart, and other vessel that is used in the business of transporting night soil and other noxious liquids to be carefully inspected; and if any tanks, cart, or vessel shall be found in a leaking condition, or from any cause unfit for use, he shall notify the owner of the same that it must go out of service until placed in good condition.

SEC. 87. No privy vault or cesspool shall be cleaned, emptied or the contents removed, except by a licensed scavenger.

SEC. 88. No cart or other vehicle used in carrying any offal, swill, manure, or the contents of any privy vault, cesspool or sink, shall without necessity therefor, stand or remain, nor shall a needless number gather before or near any building, place of business or other premises, where any person may be; nor shall any such cart or vehicle occupy an unreasonable length of time in loading or unloading, or in passing along any street or through any inhabited place or ground; nor shall any such cart or vehicle, or the driver thereof, or anything thereto appertaining, be (or by any person having a right to control the same, be allowed to be) in a condition detrimental to public health; and when not in use all such carts, vehicles, and all implements used in connection therewith, shall be stored and kept in some place where any noxious odor arising therefrom shall not be detrimental to public health, and in no case will any cart or vehicle or any implement used in connection therewith, be permitted to stand upon any street, alley, wharves or vacant lots, except when actually employed and in use in the business of vault cleaning.

#### **Foodstuffs—Protection of. (Reg. Bd. of H., June 20, 1912.)**

SEC. 89. No person shall manufacture, have, offer for sale or sell, any article of food or drink which is adulterated within the meaning of "An act to prevent the adulteration of food and drugs, chapter 217, laws 1907," or of any acts of the legislature thereafter passed, amendatory, supplementary or additional thereto.

SEC. 90. No milk or butter, nor any other food or drink which has been exposed to contamination or infection of any communicable disease, shall be brought into the city of Bayonne, or held or offered for sale in said city.

SEC. 91. No cased, blown, plaited, raised, stuffed, putrid, impure or unhealthy or unwholesome meat, fish, birds or fowls shall be held, bought or sold, or offered for sale for human food, or held or kept in any market, public or private, or in any public place in said city.

SEC. 92. No decayed or unwholesome nuts, or vegetables, or fruits of any description, shall be brought into said city, or held, bought or sold, or offered for or exposed for sale for human food, or held or kept in any market, public or private, or in any public place or store in this city.

SEC. 93. Upon any cattle, meat, fish, bird, fowl, fruit, nuts, or vegetables being found by any inspector or other officer of this board in a condition which renders the same unsafe or unwholesome for human food, it shall be the duty of said inspector or officer to affix to said article or articles a label on which shall be written or printed the words "Condemned by direction of the board of health of the city of Bayonne, N. J."; and when anything included within the provisions of this section shall be found in numbers, quantity, or bulk it shall only be necessary for said inspector or officer to affix such label on a conspicuous part of the box, tin, basket, compartment, other place, or thing containing the same, and he shall report every such condemnation at the office of the board. And no person or persons shall destroy, deface, or conceal, interfere with, or remove any label affixed by any inspector or officer of this board, as aforesaid. It shall be the duty of the owner or person in charge of any matter or substances that have been condemned to immediately remove the same from any market, street, or place, and convey the same to such place as may be designated by the inspector or officer, and such articles shall not be sold or offered for sale nor in any way disposed of; and in case the owner or person in charge shall fail or neglect or refuse to remove said articles forthwith after having been notified to do so, the same shall be removed by the inspector or other officer of this board, the owner or person in charge paying all expenses therefor.

SEC. 94. Every person being the owner, lessee, or occupant of any room, stall, or place where any meat, fish, birds, fowl, fruit, nuts, or vegetables, designated or held for human food, shall be stored or kept, or shall be held or offered for sale, shall put and keep such room, stall, or place, and its appurtenances in a cleanly and wholesome condition, and every person, whether peddler, huckster, or otherwise, having charge of or interested or engaged, whether as principal or agent, in the care of or respect to the custody or sale of any meat, fish, birds, fowl, fruit, nuts, or vegetables designed for human food, shall put and preserve the same in cleanly and wholesome condition, and shall not allow the same or any part thereof to be poisoned, infected, or rendered unsafe or unwholesome for human food, and shall be securely protected in a manner designated by this board from flies, dust, and dirt, and, as far as the same is possible, by the use of all reasonable means from all foreign or injurious contamination.

SEC. 95. Whenever this board shall have satisfactory evidence that any well, the water of which is used for domestic purposes, has become polluted and rendered unsafe for potable use, notice to discontinue the use of said polluted water shall be sent to the owner, agent, or lessee, or party in charge of said well, and at the discretion of the board, the owner, agent, lessee, or party in charge of said well may be ordered in writing to close or fill up said well. If the said order is not complied with within the time therein specified, this section shall be deemed violated and this board may proceed to cause the said well to be closed or filled up. No well which is to be used for domestic purposes shall be sunk without a permit from this board.

SEC. 96. No doctor, druggist, or other persons shall make, sell, put up, prepare, or administer any prescription, decoction, or medicine under any deceptive or fraudulent name, direction, or pretence; nor shall any false or deceptive representation be made by any person to any other as to the kind, quality, purpose, or effect of any such drug or other medicine.

SEC. 97. No poisonous medicine, decoction, or substance shall be held for sale, or sold, except for lawful purposes and with proper motives, and by persons competent to give the proper directions and precautions as to the use thereof; nor shall any bottle, box, or receptacle thereof be delivered to any person unless the same is marked "poison," nor to any person who the party delivering the same has reason to think intends it for any illegal or improper use or purpose.

SEC. 98. No person shall make, offer, or have for sale, or keep at any place of sale, any "poisonous, unwholesome, deleterious, stale, inert, or adulterated drugs, medi-

cines, or food," or in respect thereto omit any act or thing required, or do any act forbidden by any law or health regulation of this State in any part of this city.

SEC. 99. No calf, or the meat thereof, shall be bought, held, or offered for sale, as such food, in said city, which, at the date of its death, was less than 4 weeks old, or if of less age, less than sixty-five pounds dressed weight. Nor shall any meager, sickly, or unwholesome fish, birds, or fowl be bought, held, sold, or offered for sale as such food in said city; and all such unwholesome substances so offered for sale shall be liable to confiscation as this board shall direct.

SEC. 100. No meat or dead animal above the size of a rabbit shall be taken to any public or private market for food, until the same shall have fully cooled (and all blood shall have ceased dripping therefrom) after its killing, nor unless the entrails, head (unless the same be skinned), horns and feet (large game, spring lambs and hog, dressed veal excepted) shall have been removed. Nor shall gut, fat, or any unwholesome or offensive matter or thing be brought to or near any such market.

SEC. 101. No meat, fish, fruit, vegetables or milk, or unwholesome liquid shall knowingly be bought, sold, held, offered for sale, labeled, or any representation made in respect thereof, under a false name or quality, or as being what the same is not, as respects wholesomeness, soundness, or safety for food or drink.

SEC. 102. No distiller or brewer, or other person shall manufacture, or have or keep for sale any liquid designed for drink or beverage for human beings which would be, if used, dangerous or detrimental to life or health.

SEC. 103. No butcher or dealer shall keep in any market any refrigerator or ice box unless the same be lined with zinc or other metallic substance, so as to be water-tight, nor unless the same be provided with a pipe of lead, zinc, or copper leading therefrom to the nearest gutter or proper waste pipe.

#### **Milk—Production, Care, and Sale. (Reg. Bd. of H., June 20, 1912.)**

SECTION 104. (a) No milk shall be received, held, kept, offered for sale, sold, or delivered in this city without a permit in writing from this board and subject to the conditions thereof.

(b) No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, offered for sale, or sold at any place in this city, nor shall anyone keep, have, offer for sale, or sell in the said city and such milk.

The term "adulterated," when so used in this section, means:

First. Milk containing more than 88 per cent of water or watery fluids.

Second. Milk containing less than 12 per cent of milk solids.

Third. Milk containing less than 3 per cent of fats.

Fourth. Milk drawn from animals within 15 days before or 5 days from parturition.

Fifth. Milk drawn from animals fed on distillery waste, or any substance in a state of fermentation or putrefaction or any unhealthy food.

Sixth. Milk drawn from cows kept in a crowded or unhealthy condition.

Seventh. Milk from which any of the cream has been removed.

Eighth. Milk which has been adulterated with water or any other fluid, or to which has been added, or into which has been introduced any foreign substance whatever.

(c) No milk which has been transported or stored in an unclean manner or place shall be sold or offered for sale in this city.

(d) Any milk found to be adulterated, either by the addition of water or any other substance, or by the removal of cream, or which has been brought into or held or offered for sale in this city, contrary to the provisions of sections b and c of this ordinance, may be seized and destroyed by any inspector or other officer of this board.

(e) Any person or persons engaged in the sale of milk in the city of Bayonne shall hereafter, upon request of the health officer of this board or his assistants authorized to inspect milk, furnish a statement as to the locality from which said milk was